3 4 5 6 7 8	John C. Hueston, State Bar No. 164921 jhueston@hueston.com Moez M. Kaba, State Bar No. 257456 mkaba@hueston.com Steven N. Feldman, State Bar No. 281405 sfeldman@hueston.com HUESTON HENNIGAN LLP 523 West 6th Street, Suite 400 Los Angeles, CA 90014 Telephone: (213) 788-4340 Facsimile: (888) 775-0898 Attorneys for Plaintiff Monster Energy Company	
9	UNITED STATES	DISTRICT COURT
10 11	CENTRAL DISTRI	CT OF CALIFORNIA
12	MONSTER ENERGY COMPANY, a	Case No. 5:18-cv-1882-JGB-SHK
13	Delaware corporation,	APPENDIX A IN SUPPORT OF
14	Plaintiff,	PLAINTIFF MONSTER ENERGY COMPANY'S
15	VS.	MOTION FOR PRELIMINARY INJUNCTION
16	VITAL PHARMACEUTICALS, INC. d/b/a VPX SPORTS, a Florida	Judge: Hon. Jesus G. Bernal
17	corporation; and JOHN H. OWOC a.k.a. JACK OWOC, an individual,	Date: May 13, 2019 Time: 9:00 a.m.
18	Defendants.	
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	APPENDIX A ISO MONSTER'S MOT	ION FOR PRELIMINARY INJUNCTION

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<u>Date</u>	Store	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
4/5/2019	Pit Stop – Weedsport	Weedsport, NY	BANG energy drinks in Monster shelf in cooler		Nathan Nielsen ¶¶ 4-7

¹ This column refers to the declarations of the listed individuals, filed herewith.

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<u>Date</u>	Store	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
3/21/2019	Lehigh Gas (Dunne Manning store)	Dunmore, PA	BANG energy drinks in Monster shelf in cooler		Bob Samela ¶¶ 4-5
3/19/2019	Walmart Supercenter 5717	El Paso, TX	BANG energy drinks on Monster's side of shared cooler	Red Bull Minimum State Trays	Mario Chavez ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
3/18/2019	Walmart Supercenter 1339	Columbia, SC	BANG energy drinks on Monster side of Monster- Red Bull cooler		Robert Johnson ¶¶ 6-7
3/12/2019	Walmart Supercenter 1863	Eastlake, OH	BANG energy drinks on Monster side of Monster- Red Bull cooler	True Control of the C	Tim Constable ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
3/7/2019	Walmart Store 3102	Princeton, MN	BANG energy drinks on Monster side of Monster- Red Bull cooler	2.95 m 33m 32m 32m 32m 32m 32m 32m 32m 32m 3	Courtney Algama ¶¶ 4-5
3/5/2019	Circle K 6313	Trenton, MI	BANG energy drinks in Monster shelf in cooler	2.6 2.6 2.6 2.6 3.5 3.5 3.5 3.5	William Charles Hamby III ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	<u>Type of</u> <u>Interference</u>	<u>Picture (if available)</u>	Declaration ¹
3/5/2019	Walmart Supercenter 3489	Rosedale, MD	BANG energy drinks on Monster side of Monster- Red Bull cooler		Matthew Boccia ¶¶ 6-8
2/28/2019	American Gas & Oil	Portland, MI	BANG energy drinks in Monster shelf in cooler		Meghan Higbie ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	<u>Location</u>	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/27/2019	Walmart Store 1891	Manchester, CT	BANG energy drinks on Monster side of Monster- Red Bull cooler		Anthony Cekovsky ¶¶ 4-5
2/27/2019	Walmart Supercenter 5626	Tucson, AZ	BANG energy drinks in shared Monster-Red Bull cooler	ANTIQUE MONST MONST MONST MANTE	Ashley Bingham ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/26/2019	Walmart Supercenter 2412	Ellicott City, MD	BANG energy drinks on Monster side of Monster- Red Bull cooler		Matthew Boccia ¶¶ 12-13
2/26/2019	Walmart Supercenter 3641	Springfield, OH	BANG energy drinks on Monster's side of shared cooler	Phue.	Samantha Lodde ¶¶ 6-7

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/26/2019	Walmart 3581	Zanesville, OH	BANG energy drinks on Monster's side of shared cooler		James O'Brien ¶¶ 8-9
2/25/2019	Walmart Supercenter 3489	Rosedale, MD	BANG energy drinks on Monster side of Monster- Red Bull cooler		Matthew Boccia ¶¶ 6-8

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/25/2019	Walmart Supercenter 2045	Nottingham, MD	BANG energy drinks on Monster side of Monster- Red Bull cooler		Matthew Boccia ¶¶ 10-11
2/25/2019	Walmart Supercenter 1718	Findlay, OH	BANG energy drinks on Monster's side of shared cooler		Samantha Lodde ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/20/2019	Big Red 116	Little Rock, AR	BANG energy drinks in Monster space in cooler		Aaron Cheney ¶¶ 9-10
2/20/2019	Walmart Supercenter 820	Boonville, MO	BANG energy drinks on Monster's side of shared cooler		Hannah Nelson ¶¶ 4, 6-8

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<u>Date</u>	<u>Store</u>	<u>Location</u>	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/15/2019	Walmart Supercenter 3332	Fulton, NY	BANG energy drinks in Monster-Red Bull shared cooler	Red Bull MOON WINSON SAIT TOOM AND A	Michael Krajacic ¶¶ 4-5
2/15/2019	Walmart Store 1926	Oswego, NY	BANG energy drinks on Monster's side of shared cooler		Michael Krajacic ¶¶ 6-7

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/15/2019	Walmart Supercenter 1907	Hinsdale, NH	BANG energy drinks on Monster's side of shared cooler	Walmart :	Steven Castle ¶¶ 4-5
2/14/2019	Walmart Supercenter 5450	North East, MD	BANG energy drinks on Monster side of Monster- Red Bull cooler		Matthew Boccia ¶¶ 4-5

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<u>Date</u>	Store	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/14/2019	Walmart Supercenter 820	Boonville, MO	BANG energy drinks on Monster's side of shared cooler	43 C C C C C C C C C C C C C C C C C C C	Hannah Nelson ¶¶ 4-6
2/12/2019	Walmart Supercenter 2460	Seaford, DE	BANG energy drinks on Monster's side of shared cooler		Gerald Kirby ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
2/6/2019	AM PM 83191	Sacramento, CA	BANG energy drinks in Monster shelf in cooler		Steve Landry ¶¶ 8-9
2/4/2019	Walmart Supercenter 517	Mustang, OK	BANG energy drinks on Monster side of Monster- Red Bull cooler		Daniel Hoepfer ¶¶ 4-5
1/24/2019	AM PM 5731	West Sacramento, CA	BANG energy drinks in Monster shelf in cooler		Steve Landry ¶¶ 6-7

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<u>Date</u>	<u>Store</u>	<u>Location</u>	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
1/17/2019	AM PM 82856	Culver City, CA	BANG energy drinks in Monster shelf in cooler		Gerardo Rico ¶¶ 4-6
1/17/2019	AM PM 82708	Studio City, CA	BANG energy drinks in Monster shelf in cooler		Gerardo Rico ¶¶ 7-8

<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
1/15/2019	Walmart Supercenter 4506	Columbia, SC	BANG on a shelf in the Monster shared cooler		Robert Johnson ¶¶ 4-5
1/15/2019	AM PM 81691	Woodland, CA	BANG energy drinks in shared Monster-Red Bull cooler	77(22)	Brian Silva ¶¶ 4-6
1/15/2019	AM PM 82639	Woodland, CA	BANG energy drinks in Monster shelf in cooler		Brian Silva ¶¶ 7-9

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	Picture (if available)	Declaration ¹
1/14/2019	AM PM 82530	Orangevale, CA	BANG energy drinks in Monster shelf in cooler		Brian Silva ¶¶ 12-13
1/9/2019	AM PM 81757	Roseville, CA	BANG energy drinks in Monster shelf in cooler		Brian Silva ¶¶ 10-11

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<u>Date</u>	<u>Store</u>	<u>Location</u>	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
11/30/2018	Circle K 2655291	Elk River, MN	BANG energy drinks in Monster espresso space in cooler	Sull Result Dags	Charley Boyum ¶¶ 6-7
11/14/2018	Walmart Supercenter 3397	Miami, FL	BANG energy drinks on Monster side of Monster- Red Bull cooler	Red Della Control of the Control of	Jesus Bobe ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
11/9/2018	Circle K 2656228	Elk River, MN	BANG energy drinks in Monster shelf in cooler		Charley Boyum ¶¶ 4-5
11/9/2018	Circle K 1348	O'Fallon, IL	BANG energy drinks in Monster shelf in cooler	COWNLOAD THE CK APP THE CK APP THE CK APP THE CK APP THE TEN TEN CE OF THE CE MONSTER ENERGY FREE MONSTER ENERGY FREE MONSTER ENERGY FREE	Lauren Milliano ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
11/7/2018	Walmart Supercenter 5	Conway, AR	BANG energy drinks on Monster's side of shared cooler		Aaron Cheney ¶¶ 6-7
11/7/2018	Walmart Supercenter 5	Conway, AR	BANG energy drinks on Monster's warm shelf space	SE S	Aaron Cheney ¶¶ 6, 8
10/24/2018	Duke & Duchess Shoppe 1615	Columbus, OH	BANG energy drinks in Monster shelf in cooler	Toulors Deplement of the Control of	James O'Brien ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	<u>Location</u>	Type of Interference	<u>Picture (if available)</u>	Declaration ¹
10/24/2018	Duke & Duchess Shoppe 1630	Columbus, OH	BANG energy drinks in Monster shelf in cooler		James O'Brien ¶¶ 6-7
10/22/2018	Circle K 1355	Collinsville, IL	BANG energy drinks in Monster shelf in cooler	NSTER ENERGY STATE	William Merritt ¶¶ 4-5

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<u>Date</u>	<u>Store</u>	Location	Type of Interference	Picture (if available)	Declaration ¹
9/27/2018	Big Red 134	Little Rock, AR	BANG energy drinks in Monster shelf in cooler		Aaron Cheney ¶¶ 4-5